

Enforcement Confidential

- Update from Dennis McLerran
  - Conversations over the weekend with Dick Pederson, Cynthia Giles, Janet McCabe and Gina McCarthy. They discussed EPA and DEQ roles.
  - DEQ is quickly moving toward enforceable orders and has talked about memorializing the company's commitments to not use chromium, cadmium and arsenic.
  - DEQ's attorney will be reaching out to Ed to discuss legal authority.
  - Consensus was for EPA to continue to support the good work DEQ is undertaking while focusing the larger national questions of other sources and potentially rule writing.
  - In looking at other sources, we want to engage the states/locals as well for quick action like OR has done here.
- Public Meeting Thursday at Harriet Tubman School (next to Uroboros)
  - Rhonda Kaetzel from ATSDR will attend
  - OR has asked Madonna Narvaez and Tony Barber to participate. Madonna has prepared a one-pager for OR if EPA does not attend.
- Response to congressman Wyden
  - Original letter is on the onedrive in Press Folder
  - EPA is working with OAQPS on letter response and response to follow up questions and preparation for requested meeting.
  - Meeting currently set for Saturday with Congress people in Salem
    - EPA will be attending
    - Rhonda Kaetzel from ATSDR will attend
    - Forest Service will also attend
- Facility Specifics:
  - Both –
    - OR will be negotiating Mutual Agreement and Orders. They are hoping to have these done quickly (week or two). Unsure if they will cover control installation or just cessation of use of metals for now.
    - ODEQ requested technical support on solutions here including testing and controls (how to get these guys back into operation while protecting human health). Asked us to connect with George Davis on these issues.
  - Bullseye –
    - Confirmed that Bullseye has agreed to stop using trivalent chromium.
    - Bullseye has requested a meeting Friday with ODEQ to discuss chromium use. David Monro from ODEQ requested technical support for this conversation – I put him in contact with the experts from RTP. He is also interested in discussing chromic acid.
  - Uroboros – Submitted sample records to EPA and corresponded with Katie McClintock today about the sufficiency of the records and the remaining responses. They are working quickly on a complete response (despite their limited resources).
  - Spectrum –
    - Inspection tomorrow – PSCAA, EPA and ATSDR
    - Will discuss monitors with PSCAA afterwards. Whether the plant is well controlled or not, the ambient monitoring data would be useful to demonstrate

best case or support future action.

- Other glass companies:
  - OAQPS, OECA and Region 10 worked together and have a working list of companies in color/art glass. We found 7 large companies we are sure of and 4 potential plants. List is on onedrive. The initiative is more difficult because many of these aren't on our usual screening systems (TRI, etc)
  - Investigate whether we can look at moss around Spectrum for historical emissions levels.
  - Currently discussing EPA next steps with these other plants. HQ is setting up a conference call with relevant regions and will share draft 114 with them.
- Other Metals Sources
  - Forest service released arsenic hot spots and shows other places without glass plants. Should look into this.
  - Can we use other moss studies to get a better picture of Portland or Seattle areas?
  - ODEQ still very interested in us investigating other sources of chromium and other metals. Katie McClintock working with ODEQ's Jaclyn Palermo.
- Complaint Response
  - Tony Barber has volunteered to be the point of contact for responding to citizen emails. He will follow get support from Judy Smith in tracking and responding to these emails.

## Ex. 5 - Deliberative Process

- New Documents on the share:
  - Contact list for involved people and their roles
  - Kate Brown correspondence with DEQ
  - Wyden letters
  - Glass Company target list and maps
  - Information on OR Air Toxics Program and the benchmarks
  - Cadmium map from forest service – includes locations of close schools and Uroboros and Bullseye
- Looking for updates on:
  - Soil sampling – Plan was to complete by end of the week.
  - Air monitoring in DEQ – sampling plan and plans for results (I think report said 4 weeks from now).
- Contact list for people involved:
  - Region 10:
    - Marianne Holsman – Press
    - Ed Kowalski – Director, Office of Compliance and Enforcement
    - Jan Hastings – Director, Office of Air Waste and Toxics
    - Tony Barber – Oregon Operations Office Director
    - Dave Bray – Advisor to Director of Office of Air Waste and Toxics
    - Katie McClintock – Enforcement Officer, main contact
    - Zach Hedgpeth – Inspector and technical consultant

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- Madonna Narvaez – Regional air toxics coordinator
- Chris Hall - monitoring
- Julie Matthews – Attorney lead
- Kris Leefers – Assigned attorney
- Scott Downey – Enforcement Manager
- Judy Smith – Press contact in Oregon Operations Office
- OECA
  - Scott Throwe – OC, looking at 6S applicability
  - Greg Fried – Stationary source air enforcement manager
  - Sara Froikin – Attorney assigned to this project
  - Kathryn Caballero – Attorney in OECA with 303 experience
- RTP
  - Keith Barnett – group leader for rule writing
  - Susan Fairchild – Writer of glass manufacturing rules
  - Kristen Benedict – acting group leader for NEI and TRI
  - Anne Pope – modeling
  - Madeleine Strum – emissions inventory group
  - Lewis Weinstock – group leader of ambient air monitoring – helping with study around bullseye
  - Kelly Rimer – group leader for air toxics
  - Ted Paler – colead on nata
  - Mike Kerber – Point person beneath Janet McCabe
- OR
  - David Monro – Manager of permits/enforcement
  - Jaclyn Palermo – Staff working on identifying other sources
  - Greg Grunow – Permit writer for Bullseye and Uroboros
  - George Davis – Senior engineer consulting on resolution for both sources
  - Nina DeConcini – NW Regional Office Director
  - Sarah Armitage – Toxics contact
  - Dick Pederson – ODEQ Director